

AO 440 (Rev. 05/00) Summons in a Civil Action

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS

SUMMONS IN A CIVIL CASE

Terrah Cherry, Divetta Wells, and Jauyonta Morris,

Plaintiffs,

V.

City of Chicago and Jessie Smart,

Defendants.

CASE NUMBER: 08 C 03163

ASSIGNED JUDGE: Hon. William J. Hibbler

DESIGNATED
MAGISTRATE JUDGE: Hon. Nan R. Nolan

TO: (Name and address of Defendant)

Jessie Smart

3536 N. Octavia
Chicago IL 60634

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Benjamin Netzky
200 S. Michigan Ave., Suite 1240
Chicago, IL 60604

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

NOTE: When the print dialogue box appears, be sure to uncheck the Annotations option.

MICHAEL W. DOBBINS, CLERK

BY: DEPUTY CLERK

JUN 25 2008

DATE

Affidavit of Process Server

Terrah Cherny et al vs City of Chicago et al 08C03163
PLAINTIFF/PETITIONER DEFENDANT/RESPONDENT CASE #

Being duly sworn, on my oath, I declare that I am a citizen of the United States, over the age of eighteen and not a party to this action.

Service: I served Jessie Smart NAME OF PERSON/ENTITY BEING SERVED
with the (documents) ☐ Subpoena with \$ _____ witness fee and mileage
☒ Summons + Complaint

by serving (NAME) JESSIE SMART
at ☒ Home 3536 N. ORVIN, CHICAGO
☐ Business _____
☒ on (DATE) 8-27-08 at (TIME) 10 AM

Thereafter copies of the documents were mailed by prepaid, first class mail on (DATE) _____
from (CITY) _____ (STATE) _____

Manner of Service:
☒ By Personal Service.
☐ By leaving, during office hours, copies at the office of the person/entity being served, leaving same with the person apparently in charge thereof,
namely _____
☐ By leaving a copy at the defendant's usual place of abode, with some person of the family or a person residing there, of the age of 13 years or upwards, and informing that person of the general nature of the papers,
namely _____
☐ By posting copies in a conspicuous manner to the address of the person/entity being served.

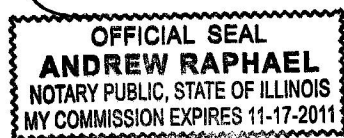
Non-Service: After due search, careful inquiry and diligent attempts at the address(es) listed above, I have been unable to effect process upon the person/entity being served because of the following reason(s):
☐ Unknown at Address ☐ Evading ☐ Other: _____
☐ Address Does Not Exist ☐ Service Cancelled by Litigant
☐ Moved, Left no Forwarding ☐ Unable to Serve in a Timely Fashion

Service Attempts: Service was attempted on: () _____ DATE TIME _____, () _____ DATE TIME _____
() _____ DATE TIME _____, () _____ DATE TIME _____, () _____ DATE TIME _____

Description: ☒ Male ☐ White Skin ☒ Black Hair ☐ White Hair ☐ 14-20 Yrs. ☐ Under 5' ☐ Under 100 Lbs.
☐ Female ☒ Black Skin ☐ Brown Hair ☐ Balding ☐ 21-35 Yrs. ☐ 5'0"-5'3" ☐ 100-130 Lbs.
☐ Glasses ☐ Yellow Skin ☐ Blond Hair ☒ Mustache ☒ 36-50 Yrs. ☒ 5'4"-5'8" ☒ 131-160 Lbs.
☐ Red Skin ☐ Gray Hair ☐ Beard ☐ 51-65 Yrs. ☐ 5'9"-6'0" ☒ 161-200 Lbs.
☐ Red Hair ☐ Over 65 Yrs. ☐ Over 6' ☐ Over 200 Lbs.

OTHER IDENTIFYING FEATURES: _____

State of Illinois County of Cook
Subscribed and sworn to before me, August 29 day of 2008
a notary public, this _____
SERVED BY [Signature]
LASALLE PROCESS SERVERS

NOTARY PUBLIC

OFFICIAL SEAL
ANDREW RAPHAEL
NOTARY PUBLIC, STATE OF ILLINOIS
MY COMMISSION EXPIRES 11-17-2011



CHARTER MEMBER NATIONAL ASSOCIATION OF PROFESSIONAL PROCESS SERVERS.